

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Andrew M. SPENCER

Confirmation No.:

Application No.: 09/996,720

Examiner: C. Christian

Filing Date: 11/30/2001

Group Art Unit: 2187

Title: METHOD TO STORE AND RETRIEVE MEMORY CARD USAGE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, 08/25/2004, rejecting the following claims 1-18 and 20-33.
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$330.00.

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

(X) (a) Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

(X) one month	\$110.00	09/27/2004 CCHAU1	00000069	082025	09996720
() two months	\$420.00	01 FC:1401	330.00	DA	
() three months	\$950.00	02 FC:1251	110.00	DA	
() four months	\$1480.00				

() The extension fee has already been filed in this application.

() (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account **08-2025** the sum of \$440.00. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

() I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450. Date of Deposit: _____

OR

() I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number _____ on _____

Number of pages:

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Signature: _____

Respectfully submitted,

Andrew M. SPENCER

By

Thomas S. Bibb Reg. No. 43,438

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Reg. No. 26,874

Date: 09/24/2004